

**IN THE UNITED STATES BANKRUPTCY COURT
FOR THE EASTERN DISTRICT OF PENNSYLVANIA**

IN RE:	:	
Keith B. Kratzke	:	Chapter 13
Janet C. Kratzke	:	Case No.: 20-13076-ELF
Debtor(s)	:	

**ORDER GRANTING DEBTOR'S MOTION FOR AUTHORITY TO SELL REAL
PROPERTY**

AND NOW, this _____ day of _____, 2022, upon consideration of the Motion for Authority to Sell Real Property filed by the debtors, upon notice to all interested parties, upon the filing, and any response thereto, and after a hearing before the Court and for good cause shown, it is hereby

ORDERED, that the debtors are granted permission to sell their real property located at 379 Pine Run Road, Doylestown, PA ("Property"), for the sale price of \$684,000.00, pursuant to the terms of a certain real estate agreement of sale dated as of September 6, 2022 to the buyers thereunder, Mitchell Diodato, Jr. and Julie Thomas ("Buyer"), who have been represented to be purchasing the Property at arms-length.

The proceeds of the sale, including any funds held as a deposit made by or on behalf of the Buyer, shall be distributed in the approximate following manner:

- | | | |
|----|---|----------------------|
| 1. | Ordinary and reasonable settlement costs, including, but not limited to those related to notary services, deed preparation, disbursements, express shipping, surveys, municipal certifications, or any other such routine matters | \$ <u>3,420.00</u> |
| | | - |
| 2. | Liens paid at closing- | \$ <u>328,970.98</u> |
| 3. | Real estate taxes, sewer, trash and/or other such items | \$ <u>6,840.00</u> |
| 4. | Property repairs, if any | \$ _____ |
| 5. | Real estate commission, at no greater than 6% | \$ <u>41,040.00</u> |
| 6. | Attorney's fees, if any | \$ _____ |
| 7. | Any small (less than \$300) allowances agreed to be made to Buyer to settle any unforeseen dispute arising at | |

settlement	\$ _____
8. Other	\$ _____
ESTIMATED AMT DUE TO SELLER(S)	\$ <u>303,729.02</u>

This Order is contingent upon the mortgage lien(s) held by Wilmington Trust and Wells Fargo or their assigns being paid in full at closing pursuant to a proper payoff quote obtained prior to and good through the closing date; or any short payoff shall be approved by Wilmington Trust and Wells Fargo; and Debtor shall have ninety (90) days from entry of this Order to sell the Property.

After paying all liens in full and all costs of sale, the title clerk shall pay to Kenneth West, Chapter 13 standing trustee, the sum of \$7,282.00 representing the amount necessary to payoff the Plan at 100%. The net balance shall be paid directly to the Debtors.

The title clerk shall fax ((215) 627-6299) a completed HUD-1 or settlement sheet from the closing directly to the trustee immediately upon the close of the settlement, and the trustee shall promptly notify the title company of his approval or objections to the sums to be disbursed.

Upon trustee approval, the title clerk shall fax a copy of the disbursement check to the trustee, and shall immediately transmit the actual disbursement check to the trustee by overnight courier.

To the extent necessary, Debtor shall immediately amend the Plan consistent with this Order and Sale of the Property. All secured creditors paid any proceeds from the sale shall file an amended proof of claim or withdraw the proof of claim after receiving said proceeds.

Per Bankruptcy Rule 6004(h), the 14 day stay as to effect of this Order is hereby waived.

BY THE COURT

HONORABLE ERIC L. FRANK
U.S. BANKRUPTCY JUDGE